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8 **UNITED STATES DISTRICT COURT**  
9 **DISTRICT OF NEVADA**

10 UNITED STATES OF AMERICA,

11 Plaintiff,

12 vs.

13 MANUEL EDWIN MARTINEZ,

14 Defendant.

Case No. 2:22-cr-135-GMN-NJK

FIRST STIPULATION TO  
CONTINUE RESPONSE AND  
REPLY TO PRETRIAL MOTIONS

[ECF No. 44]

15  
16 The United States of America, through Jason M. Frierson, United States Attorney, and  
17 Daniel J. Cowhig, Assistant United States Attorney, and the defendant Manuel Edwin  
18 Martinez, by and through his counsel, Rene L. Valladares, Federal Public Defender, and  
19 Benjamin F.J. Nemec, Assistant Federal Public Defender, stipulate and agree and move this  
20 Honorable Court that the deadlines for response and reply to defendant Martinez's pretrial  
21 motions, currently February 6 and February 13, be continued 14 days from their current settings,  
22 to February 20 and 27, respectively.

23 The parties make this stipulation and motion for good cause and not for the purposes of  
24 delay.

1 The parties make this stipulation due to the illness of the lead government counsel. The  
2 parties agree that it is in the interest of justice to ensure that the issues raised in defendant's  
3 motions are fully prepared and briefed to the Court.

4 Defendant Martinez is in custody and does not oppose this continuance. This  
5 continuance does not alter the current trial setting.

6 Denial of this request for continuance could result in a miscarriage of justice.

7 This is the first request to continue response and reply deadlines in this case.

8 The parties respectfully request this Honorable Court issue the attached proposed Order  
9 to accomplish these ends.

10 Respectfully submitted this February 2, 2024.

11 Counsel for Defendant  
12 MANUEL EDWIN MARTINEZ  
13 RENE L. VALLADARES  
Federal Public Defender

JASON M. FRIERSON  
United States Attorney

14 //s// Benjamin F.J. Nemec  
15 BENJAMIN F.J. NEMEC  
Assistant Federal Public Defender

//s// Daniel J Cowhig  
DANIEL J. COWHIG  
Assistant United States Attorney

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

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**ORDER**

9 **FINDINGS OF FACT AND CONCLUSIONS OF LAW**

10 Based on the stipulation of the parties and the record in these matters, the Court finds that the  
11 parties make this stipulation and motion for good cause and not for the purposes of delay. The  
12 parties request continuance because of the lead government counsel's illness. It is in the interest  
13 of justice to ensure that the issues raised in defendant's motions are fully briefed to the Court.  
14 Defendant Martinez is in custody and does not oppose this continuance. This continuance does  
15 not alter the current trial setting. Denial of this request for continuance could result in a  
16 miscarriage of justice. This is the first request to continue.

17 **ORDER**

18 **IT IS HEREBY ORDERED**, on the stipulation of the parties and good cause appearing  
19 therefor, that responses to defendant's motions are due by February 20, 2024. Replies are due by  
20 February 27.

21 **IT IS SO ORDERED** this February 5th, 2024.

22  
23   
24 THE HONORABLE NANCY J. KOPPE  
UNITED STATES MAGISTRATE JUDGE